

not give smokeless tobacco products to a person who appears to be a minor. Second, the samples had to be kept in a secure place. Third, they must keep the distribution area free of litter, et cetera. Fourth, they couldn't mail coupons for smokeless tobacco products to minors, and, fifth, they may not continue to offer the product to a person once that person has refused. Sixth, they must stop giving out samples at any occasion if they couldn't meet the requirements of 577. And, last, it prohibit political subdivisions from passing prohibitions more restrictive than in LB 577, and allows the Attorney General to enforce those prohibitions. The committee amendment amends the language of LB 577 to make it clear that smokeless tobacco products are not to be distributed to minors under any circumstances. The committee amendment also provides manufacturers from providing free smokeless tobacco samples except in those areas where minors are not allowed by specifically designating those areas where the samples might be distributed. Finally, the amendment gives the county attorney, along with the Attorney General, the authority to enforce the provisions of LB 577. The committee amendments strikes I think an even poise between those of us who don't want minors to be given tobacco, smokeless or otherwise, and those of us who believe that business undertaking is a lawful activity. The selling of products that many adult citizens in our state want to buy should not be totally prohibited from distribution or distributing free samples as a part of their marketing strategy. We don't do it in any other industry, and some of the committee felt in adopting the amendments that we shouldn't do it here, either, and I ask your adoption of the committee amendments.

SENATOR LANDIS PRESIDING

SENATOR LANDIS: Thank you. Mr. Clerk.

CLERK: Mr. President, Senator Baack and a number of the members would move to amend the committee amendments. Senator, your amendment is on page 1883 of the Journal. (See AM1279.)

SENATOR LANDIS: Senator Baack.

SPEAKER BAACK: Yes, Mr. Chairman and colleagues, this is a bill that I bring to you. It is in reaction to what the Legislature did a couple of years ago when we disallowed the use of sampling for smokeless tobacco in this state a couple of years ago. This is the only product that is sold retail in this state that we